

MANSFIELD TOWNSHIP COMMITTEE MEETING

June 27, 2018

This is a regular meeting of the Mansfield Township Committee. The notice requirements of the law have been satisfied for this meeting by notice to the Star Gazette and Express Times of the time, date and location thereof. Notice was also posted on the announcement board located in the Municipal Building.

Roll Call: Mr. Hayes, Mr. Farino, Mr. Misertino, Mayor Watters
Absent: Mrs. Mora Dillon

Salute to Flag

APPROVAL OF THE MINUTES:

Mr. Hayes made a motion to approve the minutes from the regular meeting held on June 13, 2018, which was seconded by Mr. Farino.

Ayes: Mr. Hayes, Mr. Farino, Mayor Watters
Nays: None
Absent: Mrs. Mora Dillon
Abstain: Mr. Misertino

Mr. Hayes made a motion to approve the minutes from the Executive Session held on June 13, 2018, which was seconded by Mr. Farino.

Ayes: Mr. Hayes, Mr. Farino, Mayor Watters
Nays: None
Absent: Mrs. Mora Dillon
Abstain: Mr. Misertino

BILL LIST:

Mr. Hayes made a motion to approve the bill list with the addendum, which was seconded by Mr. Farino.

Ayes: Mr. Hayes, Mr. Farino, Mr. Misertino
Nays: None
Absent: Mrs. Mora Dillon
Abstain: Mayor Watters

EXECUTIVE SESSION:

Mr. Wenner, Esq. stated that matters related to potential Litigation related to COAH and a personnel matter dealing with Police will be discussed, no action will be taken in Executive Session.

Mr. Misertino made a motion to enter into Executive Session at 7:37 pm, which was seconded by Mr. Hayes.

Ayes: Mr. Hayes, Mr. Farino, Mr. Misertino, Mayor Watters
Nays: None
Absent: Mrs. Mora Dillon

Abstain: None

Return from Executive Session at 8:14pm.

Roll Call: Mr. Hayes, Mr. Farino, Mr. Misertino, Mayor Watters
Mrs. Mora Dillon absent

Mr. Wenner, Esq. stated that during Executive Session the Committee discussed potential COAH litigation regarding possible settlement, a police personnel matter and update from the County Prosecutor, no action was taken.

Mr. Hayes made a motion for the Township Engineer to review the property that was discussed in Executive Session, which was seconded by Mr. Farino

Ayes: Mr. Hayes, Mr. Farino, Mr. Misertino, Mayor Watters
Nays: None
Absent: Mrs. Mora Dillon
Abstain: None

Mr. Hayes made a motion to authorize the Township Attorney to take the action discussed in Executive Session related to the personnel matter, which was seconded by Mr. Misertino.

Ayes: Mr. Hayes, Mr. Farino, Mr. Misertino, Mayor Watters
Nays: None
Absent: Mrs. Mora Dillon
Abstain: None

CLERKS REPORT:

Ms. Hrebenak stated that we received the bids for the Electric Transmission Service, with current contract we are paying .0856 per unit, with the new bid it would be .08493. No other bids were received other than the current company we have now. A new contract would be for two years, a Resolution will be prepared for the next meeting.

Ms. Hrebenak stated that 2018-94 is an auditor requested Resolution per the Local Finance Board which all Committee members need to sign.

Ms. Hrebenak requested approval of a NJ State Fireman's Relief Association application for Robert Jackson.

Mr. Hayes made a motion to approve the application, which was seconded by Mr. Farino.

Ayes: Mr. Hayes, Mr. Farino, Mr. Misertino, Mayor Watters
Nays: None
Absent: Mrs. Mora Dillon
Abstain: None

Ms. Hrebenak stated that the Warren County Government Officers Association replied with an assurance that the \$300 fee is a one-time membership fee.

Ms. Hrebenak received a request for softball field usage by a non-profit Wolverine Softball.

Mr. Hayes made a motion to approve the softball field usage with fee, which was seconded by Mr. Farino.

Ayes: Mr. Hayes, Mr. Farino, Mr. Misertino, Mayor Watters

Nayes: None

Absent: Mrs. Mora Dillon

Abstain: None

Ms. Hrebenak stated that she went to the NJ Historic Sites Council in Trenton on Friday, for the demolition of the Dairy. We were granted approval but it will be 3-4 weeks before we get the approved resolution. A couple of requirements to preserve it were requested consisting of pictures before demo, a page on the website and once we receive the resolution we'll know exactly what we need to do before demo.

FINANCE REPORT:

Mrs. Mollineaux explained the the PERS rate increase.

Mrs. Mollineaux stated that she emailed the Township Committee information about the legislation for the SALT program. She does not believe that this is something that the Township should do.

Mrs. Mollineaux will also be forwarding an opinion from the attorney in Bloomingdale in reference to new legislation that part time employees will be eligible for accrued time.

EMPLOYEES REPORTS:

Mrs. Fascenelli had nothing to report.

ENGINEERS REPORT:

Mr. Kastrud went through his report with the Township Committee.

- Tax maps will have to be done in two phases working oldest to newest
- Stormwater – Mr. Kastrud asked if Committee have completed Ask the Right Questions training
- Watters /Heiser Rd – fabrication of sheet piling is going to take 6 weeks so contractor has requested alternate to reduce construction timeframe from 6 weeks to 2 to start on July 2.
- ADA compliance, Valley Rd drainage and Allen Rd railroad bridge are all continuing
- Airport Road subdivision – will be speaking with developer's engineer regarding status

PUBLIC PORTION:

Carol Thompson spoke with the Township Committee in reference to Route 57 Auto Salvage. Mrs. Thompson stated that the junkyard is required to conform to the requirements that are in the Land Use Board Resolution and the Township and the Zoning Officer have not required them to conform to the Resolution. Mrs. Thompson wants to see compliance on that property.

Mike Mancuso, asked about the Airport Road Estates subdivision and if it would be connecting to Brantwood.

Mr. Kastrud stated that the current set of plans do show a connection to Brantwood.

Bill Hotz, Meadows of Mansfield 226 lot subdivision, first phase 90 lots. Currently there is a model home and improvements for the first 31 houses. Gas pipeline along Rt 57 is under construction anticipated gas available at site in 2 weeks. Also, recently filed with the Land Use Board seeking approval of eight additional lots, reconfiguration of the clubhouse area and sewage treatment area.

Mr. Hotz stated the existing TWA will need to be amended with the reconfiguration of the sewage treatment system which requires an endorsement of the TWA application amendment and Resolution from the Township.

Mr. Hotz spoke about the NJ American Water main extension with regards to the Route 57 paving and stated that all work is outside of the proposed paving area.

Mr. Wenner, Esq. requested a Resolution for the engineer to act as the authorizing agent for the Meadows TWA application.

Mr. Hotz explained there will be a short cul de sac and Meadows will be paying 100% inspection fees and they will be doing the snow plowing for the eight lots.

2018-101

**A RESOLUTION OF THE TOWNSHIP OF MANSFIELD, COUNTY OF WARREN, STATE OF NEW JERSEY
AUTHORIZING THE APPROVAL OF TREATMENT WORKS APPROVAL PERMIT APPLICATION**

WHEREAS, Meadows at Mansfield (a/k/a Hotz Development) intends to file a treatment works approval permit application ("Application") in conjunction with the Meadows at Mansfield Project; and

WHEREAS, the Application requires the consent of the Governing Body; and

WHEREAS, the Township Engineer has been diligently working on the review of the Application and has requested permission from the Governing Body to provide consent to the Application as required by Section A-1 and Section B upon his determination that the Application is in order; and

WHEREAS, the Governing Body desires to authorize the Township Engineer to provide consent to the Application only upon his determination that the Application is in order.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Mansfield, County of Warren, and State of New Jersey, that the Township Engineer is authorized to consent, on behalf of the Township to a treatment works approval permit application and a statement of consent, upon his determination that the Application is in order, to the New Jersey Department of Environmental Protection for the aforesaid Meadows at Mansfield Project.

Mr. Farino made a motion to approve the passage of Resolution 2018-101, which was seconded by Mr. Hayes.

Ayes: Mr. Hayes, Mr. Farino, Mr. Misertino, Mayor Watters

Nays: None

Absent: Mrs. Mora Dillon

Abstain: None

RESOLUTIONS:

**RESOLUTION # 2018 –91
TO AUTHORIZE AND APPROVE AN HOURLY RATE FOR AN EMPLOYEE**

WHEREAS, Ordinance # 2016-13 established the salaries and wages for the employees of the Township of Mansfield, County of Warren,

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Mansfield, County of Warren that the following named employee shall be compensated for the year 2018, unless otherwise noted, in the amount as designated below:

<u>NAME</u>	<u>POSITION</u>	<u>SALARY</u>
Raymond Rios	Part Time DPW Laborer	\$ 18.00 Per Hour Commencing 7/16/18

Mr. Hayes made a motion to approve the passage of Resolution 2018-91, which was seconded by Mr. Farino.

Ayes: Mr. Hayes, Mr. Farino, Mr. Misertino, Mayor Watters
Nays: None
Absent: Mrs. Mora Dillon
Abstain: None

RESOLUTION 2018-93

AUTHORIZING PURCHASING FROM MORRIS COUNTY CO-OP CONTRACT # 12 FOR ULTRA LOW SULFUR DIESEL AND CONTRACT #1 FOR AUTOMOTIVE GASOLINE

WHEREAS, the Township of Mansfield Committee adopted resolutions # 2018-50 and 2018-51 on February 28, 2018 stating that the Township of Mansfield wishes to purchase Ultra Low Sulfur Diesel and Automotive Gasoline under the Morris County Co-Op; and

WHEREAS, Morris County Co-Op awarded a contract to Allied Oil, 25 Old Camplain Road, Hillsborough, NJ 08844; and

WHEREAS, Griffith-Allied Trucking, LLC purchased the operations of Allied Oil and will now be operating as Griffith-Allied Trucking LLC dba Allied Oil.

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Mansfield that the Chief Financial Officer be authorized to issue purchase orders to Griffith-Allied Trucking, LLC, 25 Old Camplain Road, Hillsborough, NJ 08844 through December 31, 2018.

Mr. Hayes made a motion to approve the passage of Resolution 2018-93, which was seconded by Mr. Misertino.

Ayes: Mr. Hayes, Mr. Farino, Mr. Misertino, Mayor Watters
Nays: None
Absent: Mrs. Mora Dillon
Abstain: None

2018-94
GOVERNING BODY CERTIFICATION OF COMPLIANCE WITH THE
UNITED STATES EQUAL EMPLOYMENT OPPORTUNITY COMMISSION’S
“Enforcement Guidance on the Consideration of Arrest and Conviction Records in
Employment Decisions Under Title VII of the Civil Rights Act of 1964”

FORM OF RESOLUTION

WHEREAS, N.J.S.A. 40A:4-5 as amended by P.L. 2017, c.183 requires the governing body of each municipality and county to certify that their local unit’s hiring practices comply with the United States Equal Employment Opportunity Commission’s “Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964,” *as amended*, 42 U.S.C. § 2000e *et seq.*, (April 25, 2012) before submitting its approved annual budget to the Division of Local Government Services in the New Jersey Department of Community Affairs; and

WHEREAS, the members of the governing body have familiarized themselves with the contents of the above-referenced enforcement guidance and with their local unit’s hiring practices as they pertain to the consideration of an individual’s criminal history, as evidenced by the group affidavit form of the governing body attached hereto.

NOW, THEREFORE BE IT RESOLVED, That the (*name of governing body*) of the (*name of local unit*), hereby states that it has complied with N.J.S.A. 40A:4-5, as amended by P.L. 2017, c.183, by certifying that the local unit’s hiring practices comply with the above-referenced enforcement guidance and hereby directs the Clerk to cause to be maintained and available for inspection a certified copy of this resolution and the required affidavit to show evidence of said compliance.

Mr. Hayes made a motion to approve the passage of Resolution 2018-94, which was seconded by Mr. Farino.

Ayes: Mr. Hayes, Mr. Farino, Mr. Misertino, Mayor Watters
Nays: None
Absent: Mrs. Mora Dillon
Abstain: None

RESOLUTION 2018-95

MANSFIELD TOWNSHIP LIQUOR
LICENSE RENEWAL 2018-2019

WHEREAS, the following establishments have made application for renewal of Liquor Licenses for the license term 2018-2019:

1. Pasta Grill Mansfield, LLC #2116-33-009-008

WHEREAS, the appropriate fees have been paid to the Municipality and the State of New Jersey Division of Alcoholic Beverage Control; and

NOW, THEREFORE, BE IT RESOLVED, by the Mansfield Township Committee that the foregoing Liquor License Applications be approved for the licensing year 2018-2019.

Mr. Hayes made a motion to approve the passage of Resolution 2018-95, which was seconded by Mr. Farino.

Ayes: Mr. Hayes, Mr. Farino, Mr. Misertino, Mayor Watters

Nays: None

Absent: Mrs. Mora Dillon

Abstain: None

**RESOLUTION # 2018-96
TOWNSHIP OF MANSFIELD
WARREN COUNTY, STATE OF NEW JERSEY**

State Tax Appeal Refund

WHEREAS, the following property has a tax appeal overpayment balance of \$10,705.50 for the tax year 2017;

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Mansfield this 27th day June 2018 that the Tax Collector and Township Finance Office are hereby authorized to refund the following overpayment:

Mansfield Self Storage
2006 Rt. 57
Hackettstown, NJ 07840

Block 1103 Lot 7

Refund: \$ 10,705.50

Mr. Hayes made a motion to approve the passage of Resolution 2018-96, which was seconded by Mr. Farino.

Ayes: Mr. Hayes, Mr. Farino, Mr. Misertino, Mayor Watters

Nays: None

Absent: Mrs. Mora Dillon

Abstain: None

**RESOLUTION NO. 2018-97
OF THE TOWNSHIP COMMITTEE
OF THE TOWNSHIP OF MANSFIELD**

AUTHORIZING THE TOWNSHIP TO GO OUT FOR BID FOR A USED STREET SWEEPER

WHEREAS, the Township of Mansfield has identified that the Department of Public Works is in need of a Street Sweeper; and

WHEREAS, the purchase of a Street Sweeper would negate the need to contract outside services for Township Street Sweeping;

NOW, THEREFORE, BE IT RESOLVED THAT THE Township Committee of the Township of Mansfield authorize the Public Works Superintendent to move forward with the public bidding process as it relates to the purchase of a used street sweeper;

BE IT FURTHER RESOLVED THAT this Resolution will take effect immediately.

Mr. Hayes made a motion to approve the passage of Resolution 2018-97, which was seconded by Mr. Farino.

Ayes: Mr. Hayes, Mr. Farino, Mr. Misertino, Mayor Watters

Nays: None

Absent: Mrs. Mora Dillon

Abstain: None

**RESOLUTION 2018-98
TOWNSHIP OF MANSFIELD
WARREN COUNTY, NEW JERSEY**

AUTHORIZING ADDITIONAL WORK AT THE KENSINGTON BASKETBALL COURTS

WHEREAS, the Township of Mansfield had authorized work to be done at the Kensington basketball courts on December 13, 2017; and

WHEREAS, the work authorized was performed, however additional items that arose need to be addressed;

NOW, THEREFORE, BE IT RESOLVD, by the Township Committee of the Township of Mansfield, Warren County, New Jersey authorize the Public Works Superintendent to move forward with the completion of the Kensington basketball court project in an amount not to exceed \$2,500.00.

Mr. Hayes made a motion to approve the passage of Resolution 2018-98, which was seconded by Mr. Farino.

Ayes: Mr. Hayes, Mr. Farino, , Mayor Watters

Nayes: Mr. Misertino

Absent: Mrs. Mora Dillon

Abstain: None

RESOLUTION 2018-99

AUTHORIZING PURCHASING FROM MORRIS COUNTY CO-OP CONTRACT #36 FOR PENWELL ROAD LINE PAINTING FROM DENVILLE LINE PAINTING, Inc., 2 GREEN POND ROAD, ROCKAWAY, NJ 07866

WHEREAS, the Township of Mansfield wishes to contract out for Road resurfacing under Morris County Co-Op; and

WHEREAS, Morris County Co-Op Pricing System awarded a contract to Denville Line Painting, Inc., 2 Green Pond Road, Rockaway, NJ 07866 for line painting; and

WHEREAS, the Chief Financial Officer has certified that funds were appropriated in the amount of \$ 1,750.00; and

WHEREAS, the Township is authorized to make purchases through cooperative and state contracts pursuant to N.J.S.A. 40A:11-10 and 12; and

WHEREAS, it is the recommendation of the Director of Public Works and the Chief Financial Officer to authorize these services through the Morris County Co-Op Pricing System.

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Mansfield that the Chief Financial Officer be authorized to issue purchase orders to Denville Line Painting, Inc., 2 Green Pond Road, Rockaway, NJ 07866

Mr. Hayes made a motion to approve the passage of Resolution 2018-99, which was seconded by Mr. Farino.

Ayes: Mr. Hayes, Mr. Farino, Mr. Misertino, Mayor Watters

Nayes: None

Absent: Mrs. Mora Dillon

Abstain: None

RESOLUTION # 2018 –100

TO AUTHORIZE AND APPROVE AN HOURLY RATE FOR AN EMPLOYEE

WHEREAS, Ordinance # 2016-13 established the salaries and wages for the employees of the Township of Mansfield, County of Warren,

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Mansfield, County of Warren that the following named employee shall be compensated for the year 2018, unless otherwise noted, in the amount as designated below:

<u>NAME</u>	<u>POSITION</u>	<u>SALARY</u>
Lynn A. Alcamo-Koster	Violations Clerk	\$ 15.00 Per Hour Commencing 7/16/18 14 Hours Per Week

Mr. Hayes made a motion to approve the passage of Resolution 2018-100, which was seconded by Mr. Farino.

Ayes: Mr. Hayes, Mr. Farino, Mr. Misertino, Mayor Watters

Nays: None

Absent: Mrs. Mora Dillon

Abstain: None

ORDINANCE:

2nd Reading:

ORDINANCE 2018-05

AN ORDINANCE TO AMEND CHAPTER 182-12 A OF THE CODE OF THE TOWNSHIP OF MANSFIELD

WHEREAS, the Township Committee of the Township of Mansfield is currently participating in a Shared Service for Fire Prevention Services; and

WHEREAS, there has been a request for an increase in the fee for CSDMCMAC (certificate of smoke detector and carbon monoxide alarm compliance) that is received more than ten days prior to change of occupant; and

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Mansfield, County of Warren, State of New Jersey, that the Code of the Township of Mansfield is hereby amended to include the following provisions regarding CSDMCMAC fees.

Section 1

Chapter 182-12 of the Code of the Township of Mansfield is hereby amended as follows:

- Requests for a CSDMCMAC (certificate of Smoke Detector and Carbon Monoxide Alarm Compliance) received more than 10 business days prior to the change of occupant: \$40.00;
- Requests for a CSDMCMAC received four to ten business days prior to the change of occupant: \$70.00;

- Requests for a CSDCMAC received fewer than four business days prior to the change of occupant: \$125.00;
- D. The fee for each additional inspection after fails of (A), (B), or (C) above shall be the same as the fee for the initial inspection.

This ordinance shall take effect immediately after passage.

Section 3

Any ordinance that is inconsistent with the foregoing shall be deemed repealed by this ordinance.

Mr. Hayes made a motion to approve the passage of Ordinance 2018-05 and requested that the results be advertised, which was seconded by Mr. Farino.

Ayes: Mr. Hayes, Mr. Farino, Mr. Misertino, Mayor Watters

Nays: None

Absent: Mrs. Mora Dillon

Abstain: None

COMMITTEE PERSON COMMENTS:

Mayor Watters asked when the contractor would be beginning at the church.

Mr. Hayes stated that he and Mr. Farino attended the WCGOA meeting and there were two speakers, the Mayor of Phillipsburg about their redevelopment plan and the head of the Board of Health to discuss the potential marijuana legalization. Another presentation by a commercial utility consultant spoke about municipalities becoming a part of a coop that can help reduce home power rates.

Mr. Hayes made a motion to Adjourn at 9:18 pm. which was carried by all.